



General Assembly

Amendment

February Session, 2008

LCO No. 5475

HB0532405475HR0

Offered by:

REP. WASSERMAN, 106th Dist.

REP. SHARKEY, 88th Dist.

REP. CHAPIN, 67th Dist.

To: Subst. House Bill No. **5324**

File No. 228

Cal. No. 132

***"AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE
PROGRAM REVIEW AND INVESTIGATIONS COMMITTEE STUDY
OF REGIONAL PLANNING ORGANIZATIONS."***

1 Strike sections 8 and 9 in their entirety and renumber the remaining
2 sections and internal references accordingly

3 In line 415, strike "October 1,"

4 In line 416, strike "2011" and insert in lieu thereof "January 1, 2012"

5 In line 417, after "Management" insert ", within available
6 appropriations,"

7 Strike lines 430 to 432, inclusive, in their entirety and insert the
8 following in lieu thereof:

9 "(b) (1) The secretary shall, not later than January 1, 2012, notify the
10 chief executive officer of each municipality located in a planning

11 region in which the boundaries are proposed for redesignation. If the
12 legislative body of the municipality objects to such proposed
13 redesignation, the chief executive officer of the municipality may, not
14 later than thirty days the date of receipt of the notice of redesignation,
15 petition the secretary to attend a meeting of such legislative body. The
16 petition shall specify the location, date and time of the meeting. The
17 meeting shall be held not later than forty-five-days after the date of the
18 petition. The secretary shall make a reasonable attempt to appear at the
19 meeting, or at a meeting on another date within the forty-five-day
20 period. If the secretary is unable to attend a meeting within the forty-
21 five day period, the secretary and the chief executive officer of the
22 municipality shall jointly schedule a date and time for the meeting,
23 provided such meeting shall be held not later than one hundred
24 twenty days after the date of the notice to the chief executive officer. At
25 such meeting, the legislative body of the municipality shall inform the
26 secretary of the objections to the proposed redesignation of the
27 planning area boundaries. The secretary shall consider fully the oral
28 and written objections of the legislative body and may redesignate the
29 boundaries. Not later than forty-five-days after the date of the meeting,
30 the secretary shall notify the chief executive officer of the
31 determination concerning the proposed redesignation. The notice of
32 determination shall include the reasons for such determination. As
33 used in this subsection, "municipality" means a town, city or
34 consolidated town and borough; "legislative body" means the board of
35 selectmen, town council, city council, board of alderman, board of
36 directors, board of representatives or board of the major and burgesses
37 of a municipality; and "secretary" means the secretary or the designee
38 of the secretary.

39 (2) Any revision to the boundaries of a planning area, based on the
40 analysis completed pursuant to subsection (a) of this section or due to
41 a modification by the secretary in accordance with this subsection,
42 shall be effective on the first day of July following the date of
43 completion such analysis or modification."

44 Strike section 13 in its entirety and insert the following in lieu

45 thereof:

46 "Sec. 13. Section 4-124s of the 2008 supplement to the general
47 statutes is repealed and the following is substituted in lieu thereof
48 (*Effective July 1, 2008*):

49 (a) For purposes of this section: [.]

50 (1) "[regional] Regional council of governments" means any such
51 council organized under the provisions of sections 4-124i to 4-124p,
52 inclusive; [.]

53 (2) "[regional] Regional council of elected officials" means any such
54 council organized under the provisions of sections 4-124c to 4-124h,
55 inclusive; [, and]

56 (3) "[regional] Regional planning agency" means an agency defined
57 in chapter 127;

58 (4) "Municipality" means a town, city or consolidated town and
59 borough;

60 (5) "Legislative body" means the board of selectmen, town council,
61 city council, board of alderman, board of directors, board of
62 representatives or board of the mayor and burgesses of a municipality;
63 and

64 (6) "Secretary" means the Secretary of the Office of Policy and
65 Management or the designee of the secretary.

66 (b) There is established a regional performance incentive program
67 that shall be administered by the Secretary of the Office of Policy and
68 Management. On or before December 1, 2007, [and annually
69 thereafter,] any regional planning agency, any regional council of
70 elected officials, any regional council of governments, or any
71 combination thereof, may submit to said secretary a proposal for joint
72 provision of a service or services that are currently provided by
73 municipalities within the region of such agency or council or

74 contiguous thereto, but not currently provided on a regional basis.
75 [The proposal shall include such service or services which may
76 increase the participating municipalities' purchasing power or provide
77 a cost savings initiative resulting in a decrease in participating
78 municipalities' expenses and lower property taxes.] On or before
79 December 31, 2008, and annually thereafter, any such entity may
80 submit a proposal to the secretary for: (1) The joint provision of any
81 service that one or more participating municipalities of such council or
82 agency currently provide but which is not provided on a regional
83 basis, or (2) a planning study regarding the joint provision of any
84 service on a regional basis. A copy of said proposal shall be sent to the
85 legislators representing said participating municipalities.

86 [(c) The proposal shall (1) describe at least one service currently
87 provided by a municipality or municipalities within the region of the
88 agency or council or contiguous thereto, but not currently provided on
89 a regional basis, (2) provide a description of how such service would
90 be delivered on a regional basis, including consideration of what entity
91 would be responsible for such service, and how the population would
92 continue to be served, (3) describe the amount and the manner in
93 which the service will achieve economies of scale and the amount and
94 manner in which each municipality will reduce its mill rate as a result
95 of the savings realized by changing the municipal service to a regional
96 service, (4) include a cost benefit analysis for the provision of such
97 service by the municipality and by the council or agency, (5) set out a
98 plan of implementation for such regional service, (6) estimate the
99 savings that will be realized by each municipality, and (7) any other
100 items requested by said secretary. Each proposal shall have attached to
101 it (A) a resolution by the legislative body of each municipality affected
102 by the proposal endorsing such proposal; and (B) certification by each
103 such municipality that there are no legal obstacles to provision of
104 services in the manner specified in the proposal including, but not
105 limited to, binding arbitration. The proposal shall be submitted on a
106 form prescribed by said secretary. Said secretary shall review all such
107 proposals, and award grants to those that the secretary determines best

108 meet the requirements of this subsection. In making such grants the
109 secretary shall give priority to proposals presented by regional
110 councils of government which include participation of at least fifty per
111 cent of the member municipalities of such council.]

112 (c) (1) An entity specified in subsection (a) of this section shall
113 submit each proposal in the form and manner the secretary prescribes
114 and shall, at a minimum, provide the following information for each
115 proposal: (A) Service description; (B) the explanation of the need for
116 such service; (C) the method of delivering such service on a regional
117 basis; (D) the organization that would be responsible for regional
118 service delivery; (E) a description of the population that would be
119 served; (F) the manner in which regional service delivery will achieve
120 economies of scale; (G) the amount by which participating
121 municipalities will reduce their mill rates as a result of savings
122 realized; (H) a cost benefit analysis for the provision of the service by
123 each participating municipality and by the entity submitting the
124 proposal; (I) a plan of implementation for delivery of the service on a
125 regional basis; (J) a resolution endorsing such proposal approved by
126 the legislative body of each participating municipality; and (K) an
127 explanation of the potential legal obstacles, if any, to the regional
128 provision of the service.

129 (2) The secretary shall review each proposal and shall award grants
130 for proposals the secretary determines best meet the requirements of
131 this section. In awarding such grants, the secretary shall give priority
132 to a proposal submitted by any entity specified in subsection (a) of this
133 section that includes participation of all of the member municipalities
134 of such entity, and which may increase the purchasing power of such
135 member municipalities or provide a cost savings initiative resulting in
136 a decrease in expenses of such municipalities, allowing such
137 municipalities to lower property taxes.

138 (d) [Not later than February 1, 2008, and annually thereafter, the]
139 The secretary shall submit to the Governor and the joint standing
140 committee of the General Assembly having cognizance of matters

141 relating to finance, revenue and bonding a report on the grants
142 provided pursuant to this section. Each such report shall include
143 information on the amount of each grant, and the potential of each
144 grant for leveraging other public and private investments. The
145 secretary shall submit a report for the fiscal year commencing July 1,
146 2007, not later than February 1, 2008, and shall submit a report for each
147 subsequent fiscal year not later than the first day of March in such
148 fiscal year."